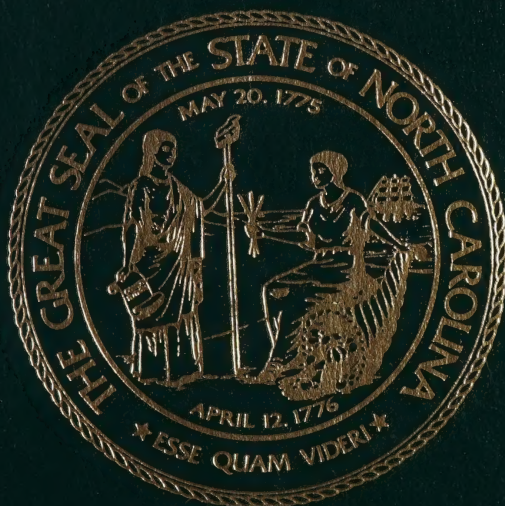


GENERAL STATUTES OF NORTH CAROLINA

ANNOTATED



1999

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J to Z

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GENERAL STATUTES OF NORTH CAROLINA

ANNOTATED

Volume 21 1999 REPLACEMENT INDEX

J to Z

INDEX TO GENERAL LAWS OF NORTH CAROLINA
ENACTED BY THE GENERAL ASSEMBLY

Prepared under the Supervision of

THE DEPARTMENT OF JUSTICE
OF THE STATE OF NORTH CAROLINA

by

*The Editorial Staff of the Publishers
under the Direction of*

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Foreword to the Indexes

Purpose—The purpose of this Foreword is to communicate to index users some of the characteristics of this particular index and also to provide insight into the way in which the Indexing staff tried to translate the years of contact with index users into a useful, efficient, and easy-to-use index. You know how to use an index; this Foreword and the suggestions for using the index are offered to aid in the effective use of this particular index.

Coverage—Each section of the General Statutes of North Carolina through legislation enacted during the 1999 Session, and each provision of the Constitutions of North Carolina and the United States has been thoroughly examined and covered in the index. Also included in the index is coverage of court rules of the state courts; the text of these rules appears in the soft-bound “Annotated Rules of North Carolina.”

Special Indexes—Also contained in this replacement index, at the beginning of the first index volume, are an updated index of executive agencies, containing references to the statutory and constitutional provisions creating them, and an updated combined index of short titles and popular names of legislation.

Citations—Statutory provisions are referred to in the index by section number (e.g., §48-10-101), including when indicated, subsections (e.g., §20-141, (h)). The constitutions are identified by abbreviations, a table of which follows this Foreword.

Philosophy—The index is a combination of two approaches to indexing, topical and descriptive word. LEXIS Publishing undertook this dual approach in order to provide index users with the advantages of each approach; the addition of thousands of descriptive main headings to a topical framework combines the access provided by the descriptive word approach and the organization and consistency of terminology provided by the topical approach. The result is a user-friendly and manageable index.

Cross References—Users sometimes question the necessity or desirability of cross references (“see” lines) in indexes. Cross references are used to keep indexes to a manageable size by reducing the amount of repetition of treatment under different headings. To make cross references even more useful and efficient, LEXIS Publishing has taken the following steps.

Double Jumps—“Double jump” cross references, which are cross references to other cross references, have been avoided.

Three Section Rule—Cross references have been used only to direct users to index entries covering three or more sections.

Group Section References—Group section references, which cite the user to the principal statutory treatment of a subject, have been attached to many of our cross references; this provides the user with the option to go immediately to the code for the cited material.

Main headings—Main headings were derived from the language of the General Statutes of North Carolina, from the phraseology commonly used in the courts of North Carolina and terminology commonly used in the legal profession. In addition, an effort was made to employ phrases commonly applied to General Statutes sections, such as frequently used nonlegal terms.

Communication with the Indexers—LEXIS Publishing solicits your help in keeping this index as useful as possible and asks that you inform us

of any popular names that may have eluded us by returning the business reply cards found inside the back cover of each index volume. You may also use the cards to tell us of any errors we have made or improvements you think we should make. LEXIS Publishing also maintains a **toll-free index hotline (1-800-897-7922)** for use by those needing immediate help in locating a particular section or by those desiring to make comments or suggestions. Additionally, you may reach the Indexers by **toll-free fax (1-800-643-1280)**, or by **Internet E-mail (llpindexing@lexis-nexis.com)**. All suggestions, questions or comments receive serious consideration. For non-index questions and comments or to place orders, Customer Service may be reached by **toll-free telephone number (1-800-446-3410)**, or by **toll-free fax (1-800-643-1280)**.

Scope of Index—The general index does not attempt to cover each topic in the vast field of law but refers only to those materials contained in the General Statutes. A thorough knowledge of the format and terminology of the General Statutes contributes to the efficient use of this index as a guide to subject matter.

Suggestions—LEXIS Publishing offers a few suggestions for efficient use of this index. Creating an index involves communicating with index users by anticipating where index users might look. It is hoped that these examples suggest to index users how the Indexers went about this process of anticipation and thus improve the communication between the Indexers and index users.

(1) *Gain familiarity with the contents of the General Statutes and the index.* Although it is not a predicate to using the index successfully, knowledge of the arrangement, terminology, topical treatment, analyses and reference system of both the General Statutes and the index is conducive to the efficient use of the index.

(2) *Consult the principal subject and not the secondary subject.* Thus, for motor vehicle registration, look under **MOTOR VEHICLE REGISTRATION** and not under **REGISTRATION**; for drivers' licenses, look under **DRIVERS' LICENSES** and not under **MOTOR VEHICLES**; for attorneys' fees, look under **ATTORNEYS' FEES** and not under **FEES**.

(3) *Search under commonly used phrases or terms of art.* Thus, for wrongful death, look under **WRONGFUL DEATH** and not under **DEATH**; for declaratory judgments, look under **DECLARATORY JUDGMENTS** and not under **JUDGMENTS**.

(4) *Look under specific areas of law and not under broad areas of law.* Thus, for life insurance, look under **LIFE INSURANCE** and not under **INSURANCE**; for nonprofit corporations, look under **NONPROFIT CORPORATIONS** and not under **CORPORATIONS**.

(5) *Consult the most pertinent subject.* Thus, for depositions, look under **DEPOSITIONS** and not under **EVIDENCE** or **TESTIMONY** or **WITNESSES**; for sales by executors and administrators, look under **EXECUTORS AND ADMINISTRATORS** and not under **WILLS** or **DESCENT AND DISTRIBUTION** or **INTESTATE SUCCESSION**.

(6) *Consult allied or related headings.* If your search under one heading is to no avail, try a related heading. Thus, if a search under the heading **PEACE OFFICERS** is fruitless, try **POLICE** or **HIGHWAY PATROL** or other related headings. Each section has itemized entries, but perhaps they appear under headings that may not have initially occurred to you.

(7) *Use descriptive words or phrases to aid in your search.* If you have

trouble expressing your search topically, use descriptive words or phrases. Thus, if it does not occur to you to search under concealment of merchandise in mercantile establishments for the crime of concealing unpurchased merchandise, look under **SHOPLIFTING**; if you want the provisions covering a motor vehicle manufacturer's duty as to new automobiles that cannot be repaired after a reasonable number of attempts, the index provides the option of looking under **LEMON LAW**; if public safety telephone service does not come to mind, try **911 SYSTEM**.

(8) *Begin your search with "starting point" headings.* "Starting point" headings are collections of entries or cross references that can provide assistance in getting a search started by exposing the index user to a diverse sampling of statutory terminology, which could suggest to the user other headings to consult. Although there is no formal list of "starting point" headings, the following have proven to be useful for that purpose: **DEFINED TERMS** (entries for all defined terms); **PRISON TERMS** (entries for each offense that carries a prison term); **CRIMINAL LAW AND PROCEDURE** (direction to all criminal offenses); **MISDEMEANORS** (all misdemeanor offenses); **FELONIES** (all felony offenses); **FINES** (all offenses carrying a fine); **BOARDS AND COMMISSIONS** (lists of all boards and commissions).

(9) *Use cross references.* Pay close attention to and make full use of the index cross references. An index cross reference is a direction, using the word "See", to the index user to go to another part of the index to find treatment. There are two types of cross references, external and internal. External cross references direct index users to another main heading. Thus, "**AERONAUTICS. Aircraft. See AIRCRAFT**" directs the index user from the main heading **AERONAUTICS** to the main heading **AIRCRAFT**. Internal cross references direct index users from one subheading within a main heading to another subheading within that same main heading. Thus, under the main heading **MOTOR VEHICLE EQUIPMENT**, "**Seat belts. See within this heading 'Safety belts.'**" directs the index user from the subheading **Seat belts** to the subheading **Safety belts**.

(10) *Keep in touch.* Let LEXIS Publishing know how you like the index. Contact the Indexers directly as indicated above under **Communication with the Indexers** if you have questions about or suggestions for the index.

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Table of Abbreviations

Admission to Practice	Rules Governing Admission to the Practice of Law
Amd.	Amendment
App. Proc. Rule	North Carolina Rules of Appellate Procedure
Appx.	Appendix
Arbitration Rule	Rules for Court-Ordered Arbitration in North Carolina
Art.	Article
Bar Rules & Regs.	Rules and Regulations of the North Carolina State Bar
Childhood Vac. Rule	Rules of the Industrial Commission Relating to North Carolina Childhood Vaccine-Related Injury
CEA Rule	Canons of Ethics for Arbitrators
CJE Rule	Rules of Continuing Judicial Education
CLE Reg.	Regulations Governing Continuing Legal Education
CLE Rule	Rules for Continuing Legal Education Program
Code Jud. Cond.	Code of Judicial Conduct
Const. N. C.	Constitution of North Carolina
Const. U. S.	Constitution of the United States
I.C. Form	Workers' Compensation Rules of the North Carolina Industrial Commission Official Forms
I.C. Managed Care Orgs. R.	North Carolina Industrial Commission Rules for Managed Care Organizations
I.C. Mediated Settlmt. Conf. R.	Mediated Settlement Conference Rules of the North Carolina Industrial Commission
I.C. Rule	Workers' Compensation Rules of the North Carolina Industrial Commission
I.C. Util. Rehab. Profs.	North Carolina Industrial Commission Rules for Utilization of Rehabilitation Professionals in Workers' Compensation Claims
Indigent Rep.	Rules and Regulations Relating to the Appointment of Counsel for Indigent Defendants in Certain Criminal Cases

TABLE OF ABBREVIATIONS

Jud. Stds. Comm. Rule	Rules of the Judicial Standards Commission
Mediated Setlmnt. Conf. Rule	Rules Implementing Court Ordered Mediated Settlement Conferences
Prof. Cond. Rule	Rules of Professional Conduct of the North Carolina State Bar
Rehab. Services Guideline	Guidelines for Rehabilitation Services in North Carolina
SPCM Rule	Standards of Professional Conduct for Mediators
Sup. Ct. Library Rule	North Carolina Supreme Court Library Rules
Sup. Ct. Review (Jud. Stds. Comm.) Rule	Rules for Supreme Court Review of Recommendations of the Judicial Standards Commission
Super. Ct. Rule	General Rules of Practice for the Superior and District Courts
Tort Claim Rule	Rules of the Industrial Commission Relating to Tort Claims

**The court rules appear in the softbound "Annotated Rules of North Carolina."
The constitutions appear in Volume 22.**

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Child custody jurisdiction and

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Childhood vaccine-related injury

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Child labor, §95-25.5.**Children and minors generally.**

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Bald eagle or golden eagle, §113-294, (l).

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Offenses committed in secrecy and malice.

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Operator knowingly permitting, §72-38.

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Alcoholic beverages.

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- Migrant farm workers, §20-215.4.
- Registration fees.
- Carrying charge, §20-94.
- Taxation.
 - Road tax on carriers using fuel purchased outside state, §105-449.51.
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Motor carrier safety regulation unit.

- Furnishing false information to division, §§20-396, 20-397.
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 - False or fictitious statement, §20-111.
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 - Alteration, disguise or concealment of numbers, §20-63, (g).
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 - Neglect or refusal to clean, §20-63, (e).
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- Classification of violations, §20-176, (a).
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 - Witness failure to obey summons, §20-47, (b).
- Driver training schools.
 - Licensing violations, §20-327.
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- Engine numbers.
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- Financial responsibility.
 - False certification, §20-313.1, (a).
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- Financial responsibility not in effect.
 - Revocation of registration.
 - Failure of owner to deliver certificate of registration and plates, §20-312.
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- Flat trucks.
 - Violation of operation restriction, §20-120.
- General penalty for misdemeanors, §20-176, (c).
- Housemovers, §20-371, (a).
- Impaired driving.
 - Commercial vehicles, §20-138.2, (e).
 - Sentencing, §20-138.1, (d).
- Injuring vehicle with intent to steal, §20-107, (b).
- Insignia.
 - Operating vehicle resembling law enforcement vehicle, §20-137.2, (b).
- Justice academy.
 - Violation of traffic ordinances, §17D-4, (f).
- License plates. See within this heading, "License plates."
- Licenses, §20-35, (a).
 - Driving while license suspended or revoked, §20-28, (a).
 - Surrender of license.
 - Refusal, §20-29.
- Lights.
 - Red or blue lights, §20-130.1, (e).
 - Operating vehicle resembling law enforcement vehicle, §20-137.2, (b).
- Manufacturer's certificate of origin.
 - Assignment with blank signature, §20-52.1, (c).
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- Manufacturers' serial or engine numbers.
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MISDEMEANORS —Cont'd**Motor vehicles —Cont'd**

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Migrant farm workers.

Motor carriers, §20-215.4.

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(a2).

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Nuclear fuel.

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Odometers, §20-350.

Open container law, §20-138.7, (e).

Operating a commercial vehicle after
consuming alcohol, §20-138.2A, (c).

Operating a school bus, school activity bus,
or child care vehicle after consuming
alcohol, §20-138.2B, (c).

Ownership documents.

Failure to surrender, §20-45, (b).

Passing vehicles.

Overtaken vehicle not giving way to right
in favor of overtaking vehicle,
§20-149, (b).

Peace officers.

Rights of misdemeanor arrestee, §20-114,
(a).

Pedestrians.

Standing, sitting or lying upon highways
or streets, §20-174.1, (b).

Penalties.

General penalty for misdemeanors,
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Private lots.

Unauthorized vehicles, §20-219.2, (b).

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(a) to (c).

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Salvage vehicles.

Certificate of title violations, §20-109.1,
(f).

Title of salvage motor vehicles.

Failure to disclose accident damage to
transferee, §20-71.4, (a).

Removal of title or supporting
documents with intent to conceal
accident damage, §20-71.4, (b).

School buses.

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Fraud or misrepresentation in application,
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Special permits for excessive size or weight.

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MISDEMEANORS —Cont'd**Motor vehicles —Cont'd**

Stopping for school bus, §20-217, (a).

Sublease and loan assumption arranging,
§20-106.2, (e).

Tampering with vehicle, §20-107, (a).

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Load limitation violations, §20-115.1, (i).

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Trucks.

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Vehicles resembling law enforcement
vehicles.

Operation, §20-137.2, (b).

Weighing or removing overload from vehicle.

Refusal to permit law enforcement officer,
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condition, §20-119, (a), (d).

Municipal corporations.

Building correction of defects orders.

Failure to comply, §160A-431.

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Building inspection department members.

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Building inspector stop order violations,
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Transferring lots in unapproved
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barrier dune systems.

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Garbage and trash.

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Depositing, §76-40, (a1).

Structures erected on floor of navigable waters.

Erection without permit, §76-40, (b).

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911 system.

Misuse of system, §62A-12.

Nonprofit corporations.

Failure to answer interrogatories, §55A-1-32.

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North Carolina state flag.

Desecration, §14-381.

Notaries public.

Holding oneself out as notary when not, §10A-12, (a).

Performing notarial acts without personal knowledge of signer's identity, §10A-12, (b).

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Nurses, §90-171.45.**Nursing home administrators, §90-288.****Nursing home licensure.**

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Nursing pools.

Unauthorized disclosure of inspection information, §131E-154.8, (b).

Obscenity.

Coercing acceptance of obscene materials or publications, §14-190.4.

Displaying material harmful to minors, §14-190.14, (b).

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Preparation of obscene photographs, slides and motion pictures, §14-190.5.

Obstructing justice generally.

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Obstruction of health care facilities, §14-277.4, (c).**Occupational safety and health, §95-139.****Occupational therapists, §90-270.79.****Oil and gas conservation, §§113-380, 113-409.**

Rerefined or reprocessed oil, §119-13.3.

Oil dispensing devices.

Falsification of measures, §119-33.

Oil inspection violations, §119-39.**Oil inspectors.**

Conflicts of interest, §119-25.

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MISDEMEANORS —Cont'd**Oils.**

Lubricating oils, §§119-4, 119-13.

Rerefined or reprocessed oil, §119-13.3.

Oil terminal facilities, §143-215.98.**Open container law, §20-138.7, (e).****Opticians.**

Engaging in practice without license, §90-252.

Licensee allowing unlicensed person to use certificate or license, §90-251.

Sale of flammable frames, §90-255.1.

Options.

Failing to return rented property on which there is purchase option, §14-168.4, (a).

Optometrists.

Rules violations, §90-124.

Subpoenas of board of examiner.

Neglect or refusal to obey, §90-117.4.

Unauthorized practice, §90-118.11.

Ordinance violations, §153A-123.**Osteopaths, §90-136.****Outdoor advertising, §136-135.****Palmistry.**

Practice of palmistry, §14-401.5.

Paper currency machines.

Burglary, §14-56.3.

Parking on public grounds.

Rules violations, §143-340.

Parks and recreation.

Concessions for operation of public service facilities in state forests and state parks, §113-35, (d).

Public service facilities and conveniences construction rules, §113-34, (e).

Parole.

Automatic parole in absence of certain findings, §15A-1371, (g).

Partnerships.

Conversion and merger.

Filing false documents, §59-73.7, (j).

Passing vehicles.

Overtaken vehicle not giving way to right in favor of overtaking vehicle, §20-149, (b).

Pawnbrokers, §91A-11, (a).**Peace officers.**

Motor vehicles.

Rights of misdemeanor arrestee, §20-114, (a).

Unlawful arrest by officers from other states, §14-43.1.

Peddlers, itinerant merchants and specialty markets.

Class 1 misdemeanors, §66-257, (a).

Class 2 misdemeanors, §66-257, (b).

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Peeping Toms.

Secretly peeping into room occupied by female person, §14-202.

Perjury.

Military property sales facilities.

Application for permit, §127B-5.

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- Security interest on personal property.
- Fraudulent disposal of property, §14-114, (a).
- Trespass, §§14-160 to 14-163.

Personnel system.

- Political activities of employees.
- Coercing employee to support or contribute to political candidate, committee or party, §§126-14, 126-14.1.
- Restrictions, §126-13, (b).

Pesticide applicators and consultants.

- Applying or combining prohibited substances, §143-458, (e).
- Reporting of shipments and volumes of pesticides.
- Violations, §143-459.

Pesticide violations, §143-469, (a).

- Applying or combining prohibited substances, §143-458, (e).
- Misuse of registered pesticide, §106-65.33, (a).

Pet shops.

- Cruelty to animals, §19A-35.
- Unlicensed shops, §19A-33.

Pharmacists and pharmacies, §90-85.40, (d).**Phrenology.**

- Practice of phrenology prohibited, §14-401.5.

Physical therapists.

- Unlicensed practice, §90-270.35.

Physicians and surgeons.

- Limited license.
- Practicing beyond boundary of district laid down in license, §90-12, (a).
- Limited volunteer licenses.
- Practicing beyond scope of license, §90-12, (c).
- Practicing without license, §90-18, (a).

Pilots.

- Acting as pilot without license, §76-47.
- Telescopes or spyglasses.
- Failure to have, §76-46.

Pine needles or pine straw.

- Posted property.
- Raking or removing without consent, §14-159.6, (b).

Plumbing, heating and fire sprinkler contractors, §87-25.**Podiatrists.**

- Unlawful practice, §90-202.3.

Police.

- Unlawful arrest by officers from other states, §14-43.1.

Pollution control.

- Sedimentation pollution control act of 1973, §113A-64, (b).
- Water pollution on lands used for dairy purposes, §14-382.

Portable smelters, §66-173.**Ports authority.**

- Parking regulation violations, §143B-461, (c).

MISDEMEANORS —Cont'd**Posted property.**

- Hunting, fishing or trapping on.
- Written consent not obtained, §14-159.6, (a).

Pine needles or pine straw.

- Raking or removing without consent, §14-159.6, (b).

Poultry and poultry products.

- Hatcheries and chick dealers, §106-549.
- Quarantine and miscellaneous provisions, §106-307.6.

Poultry products inspections.

- Interference with enforcement, §106-549.59, (c).

Precious metal dealers, §66-172.

- Files of local law-enforcement agencies.
- Violations of confidentiality, §66-169.
- Perjury in application for permit or exemption, §66-167.
- Portable smelters, §66-173.

Pregnant women.

- Injury to pregnant woman resulting in miscarriage or stillbirth, §14-18.2, (c).

Preneed funeral contracts and funds,

- §90-210.70, (b).
- Failure of person to obey subpoena, §90-210.69, (b).

Prison uniforms.

- Prisoner not to be tried in.
- Violations by sheriff, jailer or other officer, §15-176.

Private personnel services.

- Operating without a license, §95-47.9, (e).

Private protective services, §74C-17, (b).**Probate and registration, §47-32.2.****Professional counselors, §90-341.****Property taxes.**

- Abstracts.
- False affirmation, §105-310.
- Attempting to evade or defeat taxes, §105-308.
- County assessor.
- Disclosure of information, §105-296, (h).
- Subpoenas of county assessor.
- Failure to appear, §105-296, (g).

Liens.

- Wrongful advertisement, §105-369, (g).

Listing of property.

- Failure to list, §105-308.

Mobile homes.

- Tax permit violations, §105-316.6, (a) to (c).

Prepayments.

- Chief accounting officer.
- Failure to perform duties, §105-359, (e).

Public utilities.

- False reports, §105-334, (b).

Receipts.

- Delivery of tax receipts to collector.
- Failure to meet prerequisites, §105-352, (d).

- Subpoenas of county board of equalization and review.

- Willful failure to obey, §105-322, (g).

MISDEMEANORS —Cont'd**Property taxes —Cont'd**

- Subpoenas of department of revenue.
 - Failure to appear, §105-291, (c).
- Subpoenas of property tax commission.
 - Failure to obey, §105-290, (d).
- Tax collectors.
 - Failure to make settlement, §105-373, (f).
- Wages.
 - Attachment and garnishment.
 - Prohibited acts, §105-368, (i).

Proprietary schools.

- Operating without license or bond, §115D-96.

Prostitution, §14-208.**Provider sponsored organizations, §131E-307, (b).****Psychologists, §90-270.17.****Public buildings and grounds.**

- Disorderly conduct in and injury to, §143-345.2.
- Motor vehicle regulations and parking, §§143-340, 143-341.
- Regulation violations, §143-345.1.

Public contracts.

- Bids and bidding, §§143-129, 143-129.1.

Public lands.

- Erection of piers on state lakes.
 - Permit violations, §146-13.
- Trees and timber.
 - Cutting before obtaining grant, §146-43.

Public officers and employees, §143-115.

- Acting as officer before qualifying, §14-229.
- Bribery by subordinates for appointment or retention, §128-4.
- Confidential information.
 - Misuse of confidential information, §14-234.1, (b).
- Insurance committee, §58-31-60, (d).
- Misconduct in public office, §§14-228 to 14-252.

See MISCONDUCT IN PUBLIC OFFICE.

Political activities of employees.

- Coercing employee to support or contribute to political candidate, committee or party, §§126-14, 126-14.1.
- Restrictions, §126-13, (b).

Trust funds to be kept separate.

- Violations to be reported, §128-12.

Public records.

- Cultural resources department.
 - Disposition of records at end of official's term, §132-4.
- Destruction, §121-5.
- Mutilation, larceny or destruction of public records, §14-76.
- Unauthorized removal or destruction, §132-3.
- Unlawful possession, §132-5.

Public safety telephone service.

- Misuse of 911 system, §62A-12.

Public schools.

- Confidentiality of certain records.
 - Disclosure, §115C-13.

MISDEMEANORS —Cont'd**Public schools —Cont'd**

- Fire prevention.
 - Liability for failure to perform duties imposed, §115C-525, (c).
- Qualification of public school administrators.
 - False representation of qualifications, §115C-290.3.

Public trust, director.

- Contracting for own benefit, §14-234.

Public utilities.

- Bribery.
 - Gifts to commission members, employees or public staff, §62-327.
- Rebates, §62-318.
- Records.
 - Refusal to permit utility commission to inspect, §62-313.
- Reports.
 - Failure to file required reports, §62-326, (b).
 - False information, §62-326, (a).
 - Willful injury to property of public utility, §62-323.

Public works, §133-4.

- Contractor gifts and favors.
 - Public officers and employees, §133-32.

Punishment of misdemeanors.

- Deceit and intent to defraud.
 - Offenses committed with deceit and intent to defraud, §14-3, (b).
- Infamous offenses, §14-3, (b).
- Offenses committed with ethnic animosity, §14-3, (c).
- Secrecy and malice.
 - Offenses committed in secrecy and malice, §14-3, (b).
- Specific punishment not prescribed by statute, §14-3, (a).
- Infamous offenses, §14-3, (b).

Quarantine.

- Dog or cat bites.
 - Owner's failure to confine pet, §130A-196.

Quo warranto.

- Official papers.
 - Refusal to surrender by person against whom judgment rendered, §1-531.

Rabies.

- Quarantine of dog or cat.
 - Owner's failure to confine pet, §130A-196.

Racial minorities.

- Assaulting person because of race, §14-401.14.
- Defacing property of person because of race, §14-401.14.
- Offenses committed because of victim's race, §14-3, (c).
- Threats and intimidation, §14-401.14.

Racing motor vehicles on streets and highways, §20-141.3, (a) to (c).**Railroads.**

- Cattle guards and crossings.
 - Failure to erect and maintain, §136-194.

MISDEMEANORS —Cont'd**Railroads —Cont'd**

- Impairment of operation of railroads, §14-279.1.
- Intoxicated person boarding train after being forbidden by conductor, §136-197.
- Obstructing highways.
 - Failure to put crossing in safe condition after notice, §136-192, (c).
- Operating trains, §14-281.
- Riding on train unlawfully, §§14-460, 62-319.
- Switch-lock keys.
 - Unauthorized manufacture or sale, §§14-461, 62-322.

Real estate appraisers.

- Practicing without license or certificate, §93E-1-13.

Real estate brokers and salespersons, §93A-8.**Real property.**

- Criminal trespass, §§14-127 to 14-165.
- See TRESPASS.
- Furnishing false statements in connection with improvements, §44A-24.

Receiving stolen goods, §14-73.1.**Records and tapes, §14-437.****Refrigeration contractors, §87-61.****Registers of deeds.**

- Failure to discharge duties, §161-27.

Registration of military discharges.

- Forgery or alteration of discharge certificate, §47-112.

Religious discrimination.

- Assaulting person because of religion, §14-401.14.
- Defacing property of person because of religion, §14-401.14.
- Offenses committed because of victim's religion, §14-3, (c).
- Threatening or intimidating persons because of religion, §14-401.14.

Rental referral agencies.

- Bond or trust account requirements, §66-145, (d).

Rental vehicles.

- Insurance violations, §20-284.

Retirement system for counties, cities and towns, §§128-28, 128-32.

- Confidentiality of information, §128-28, (q).

Retirement system for teachers and state employees.

- Confidentiality of certain information concerning members, §135-6, (p).
- False statements or falsified records, §135-10.

Riots and civil disorders.

- Failure to disperse when commanded, §14-288.5.
- Generally, §§14-288.1 to 14-288.20.
- See RIOTS AND CIVIL DISORDERS.

Rivers or creeks.

- Obstructing natural flow, §77-13.
- Obstructing passage of boats, §77-12.

MISDEMEANORS —Cont'd**Rivers or creeks —Cont'd**

- Obstruction impeding natural drainage, §77-14.

Sales and use tax.

- Advertisement to absorb tax, §105-164.9.
- Engaging in business as seller without license, §105-164.29, (d).

Salvage of abandoned shipwrecks and other underwater archaeological sites, §121-28.**Salvage vehicle certificates of title, §20-109.1, (f).****Sanitarians, §90A-66.****Sanitary districts.**

- Noncompliance with board promulgated rules, §130A-55.
- Sewer line or disposal plant.
 - Connection or reconnection without permit, §130A-65.

Savings banks, §54C-79, (b), (c).

- Examinations by administrator.
 - Prohibited acts in connection with, §54C-54, (c), (d).
- Exceptions to criminal penalties, §54C-79, (a).
- Prohibited practices, §54C-64.

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Responsibilities, §115C-105.46.

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Reasonable force, use by employee to control certain behavior, self defense, §115C-391, (a).

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PUBLIC SCHOOLS —Cont'd**Senior high schools —Cont'd**

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Principals to report to law enforcement, §115C-288, (g).

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Limited driving privilege, §20-138.7, (h).

TRAFFIC LAWS —Cont'd**Open container of alcoholic beverage transported after consuming alcohol or in passenger area of vehicle —Cont'd**

- Misdemeanor for violation, §20-138.7, (e).
- Odor insufficient to prove alcohol remains in driver's body, §20-137.7.
- Open container defined, §20-138.7, (f).
- Passenger area of vehicle defined, §20-138.7, (f).
- Pleading and prosecution, §20-138.7, (g).
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- Regulation by local authority, §20-169.

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 - Prohibited acts, §20-140.3.
- Counties.
 - Ordinances, §153A-170.
 - Regulation of traffic at parking areas and driveways, §153A-139.
- Evidence.
 - Prima facie rule of evidence for enforcement of parking regulations, §20-162.1.
- Fire hydrants.
 - Blocking access to, §20-157, (d).
 - Parking in front of prohibited, §20-162, (a).
- Fire lanes.
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- Fire stations.
 - Parking in front of entrance prohibited, §20-162, (a).
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 - Definitions, §20-37.5.
 - Designation of parking places, §20-37.6, (d).
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- License plates.
 - Distinguishing license plates, §20-37.6, (b), (c1).
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 - Out-of-state placards, §20-37.6A.
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- Privileges generally, §20-37.6, (a).
- Violations of provisions.
 - Penalties, §20-37.6, (f).
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- Highways.
 - Night parking.
 - Bright lights not to be left burning, §20-161.1.

TRAFFIC LAWS —Cont'd**Parking —Cont'd****Highways —Cont'd**

- Restrictions on parking on highways, §20-161, (a), (b).

Infractions.

- Violations of local ordinances regulating parking, §14-4, (b).

- Lights on parked vehicles, §20-134, (a).

Municipal corporations.

- Powers as to, §§160A-301, 160A-302.

Municipal service districts.

- Off-street parking facilities, §160A-536, (a).

National system of interstate and defense highways.

- Prohibited acts, §20-140.3.

Private parking spaces.

- Vehicle parked in private space without permission, §14-401.9.

Private road or driveway.

- Parking in front of prohibited, §20-162, (a).

Prohibitions, §20-157, (e).**Public schools.**

- Powers of local boards of education to regulate parking, §115C-46.

Unattended motor vehicles.

- Prerequisites to leaving unattended, §20-163.

University of North Carolina.

- Traffic and parking, §§116-44.3 to 116-44.5.

See UNIVERSITY OF NORTH CAROLINA.**Parks.****Local authorities.**

- Regulation of speed in public parks, §20-169.

Road system, §143-116.8.**Passing.****Crest of grade.**

- Driving to left side of center line of highway prohibited, §20-150, (d).

- Overtaking and passing prohibited, §20-150, (b).

Crosswalks, vehicle stopped to permit pedestrian to cross.

- Driver approaching from rear not to overtake and pass, §20-173, (b).

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- Driving to left side of center line of highway prohibited, §20-150, (d).

- Overtaking and passing prohibited, §20-150, (b).

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- Schedule of point values, §20-16, (c).

Intersections, §20-150, (c).**Left side, §20-149, (a).**

- Limitations on driving on left side of center of highway, §20-150, (a).

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TRAFFIC LAWS —Cont'd**Passing —Cont'd**

- Limitations on overtaking and passing, §20-150.
- One-way streets.
 - Limitations on overtaking and passing not applicable, §20-150, (f).
 - When passing on right is permitted, §20-150.1.
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- Right side of highway.
 - Giving way to right by overtaken vehicle, §20-149, (b).
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- School buses.
 - Stopped school buses.
 - Points.
 - Schedule of point values, §20-16, (c).
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 - Overtaking and passing prohibited, §20-150, (e).
- Space for overtaking vehicle to enter and occupy.
 - Driver following other motor vehicle to leave, §20-152, (b).

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- Alleys, building entrances, private roads or driveways.
 - Driver emerging from or entering to yield, §20-173, (c).
- Blind or visually impaired.
 - Contributory negligence.
 - Failure to carry white cane or be accompanied by guide dog not to constitute, §20-175.3.
- Guide dog.
 - Rights of pedestrian using, §168-5.
 - Service as signal for blind, §20-175.2.
- Right of way, §20-175.2.
- Rights and privileges without white cane or guide dog, §20-175.3.
- White canes.
 - Public use by other than blind, §20-175.1.
 - Rights of pedestrian using, §168-5.
 - Service as signal for blind, §20-175.2.
- Child or confused or incapacitated person on highway.
 - Precaution upon observing, §20-174, (e).
- Control signs and signals, §20-158, (b), (c).
- Blind persons, right of way, §20-175.2.
- Pedestrians subject to, §20-172.
- Right of way at crosswalks, §20-173, (a).
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- Crossing at other than crosswalks, §20-174, (a), (b).
- Crosswalks.
 - Right of way, §§20-155, (c), 20-173.
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TRAFFIC LAWS —Cont'd**Pedestrians —Cont'd**

- Governor's emergency war powers.
 - Regulating and controlling flow of traffic, §147-33.2.
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 - Regulating and controlling pedestrian traffic, §166A-6, (c).
- Hitchhiking, §20-175, (a).
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 - Use of motorized wheelchairs to provide mobility of pedestrian, §20-175.5.
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 - Regulation of traffic, §116-235, (e).
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 - Vehicle stopped to permit pedestrian to cross roadway, §20-173, (b).
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 - Passing through, around, etc., while closed or being opened or closed, §20-142.1, (b).
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- Sidewalks.
 - Walking along highway where sidewalks provided, §20-174, (d).
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- Soliciting rides, employment, business or funds upon roadway, §20-175, (a), (b).
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- Stopping when passage obstructed, §20-142.5.
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 - Regulation of traffic on campus, §116-44.4, (b).
- "Walk" and "don't walk" signals, §20-172, (a), (b).
- Walking along highway, §20-174, (d).
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Points not to be assessed for violations, §20-137.1, (d).

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Duties of motorists approaching, §20-157, (a).

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Defined, §20-4.01.

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Pedestrians.

Vehicle emerging from to yield right of way, §20-173, (c).

Right-of-way.

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Application for new license after revocation, §20-141.3, (d).

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Form and manner of procedure, §20-141.3, (f).

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TRAFFIC LAWS —Cont'd**Reckless driving, §20-140.**

Endangering person or property, §20-140, (b).

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Revocation or suspension of license.

Conviction on two charges within 12 months.

Mandatory revocation, §20-17, (a).

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Driving at speed such as to endanger person or property, §20-140, (b).

Willful or wanton disregard of rights or safety or others, §20-140, (a).

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Liability in civil damages for acts or omissions, §20-114.1, (b1).

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Right of way.

Alleys.

Vehicles entering highway or emerging from, §20-156, (a).

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Blind pedestrians.

Generally, §20-175.2.

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Building entrance.

Vehicles entering highway from to yield, §20-156, (a).

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Failure to yield right of way when entering highway.

Prohibited, §20-140.3.

Failure to yield.

Points.

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Intersections.

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Yield signs, §20-158.1.

National system of interstate and defense highways.

Failure to yield when entering highway.

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TRAFFIC LAWS —Cont'd**Right of way —Cont'd**

Organ transplant coordinators.

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Traffic-control signals.

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Vehicle entering highway from to yield, §20-156, (a).

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Sirens.

Certain vehicles given warning by siren, §20-156, (b).

Siren must be audible within one thousand feet, §§20-156, (b), 20-157, (a).

Siren necessary for right-of-way, §20-157, (a).

Stop signs.

Effect, §20-158, (b), (c).

Traffic circles.

Vehicles entering to yield, §20-155, (d).

Traffic lights.

Effect, §20-158, (b), (c).

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Left turn, §20-155, (b).

Yield signs, §20-158.1.

Right side of highway.

Driving on, §20-146, (a).

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Four lanes or more, §20-146, (c).

Speed less than legal maximum, §20-146, (b), (e).

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Driving on wrong side of road.

Points.

Schedule of point values, §20-16, (c).

Four lanes or more, §20-146, (c).

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Meeting of vehicles, §20-148.

Overtaking and passing.

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Safety zones.

Defined, §20-4.01.

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Points.

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Sidewalks.

Driving on.

Prohibited, §20-160, (b).

Pedestrians.

Walking along adjacent roadway where sidewalks provided.

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One-way traffic, §20-165.1.

Speed.

Signs necessary to enforce speed regulations, §20-141, (d) to (g).

State parks and forest road system, §143-116.8, (b).

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Sirens.

Failure to stop.

Points.

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Highway patrol vehicles, §20-190.1.

Prohibited generally, §20-125, (a).

Right-of-way.

Certain vehicles given warning by siren, §20-156, (b).

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Speed.

Alteration of motor vehicle as to increase potential speed.

Prima facie rule of evidence as to operation of vehicle so altered, §20-141.2.

Ambulances.

When speed limits not applicable, §20-145.

Avoidance of collision.

Operator not relieved of duty to further decrease speed, §20-141, (m).

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Nonprofit activity buses.

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Speed limit, §20-218, (b), (c).

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- Department of transportation.
- Determination and declaration of maximum and minimum speeds, §20-141, (d), (g).
- Speed limits in school zones.
 - Setting, §20-141.1.
- Truck routes.
 - Designation, §20-141, (i).
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 - Driver's license suspension, §20-141.5, (d).
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 - Felony, §20-141.5, (b).
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 - Alteration of motor vehicle so as to increase potential speed.
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 - Aggravating factor, §20-179, (d).
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 - Revocation or suspension.
 - Mandatory revocation for excessive speeding, §20-17, (a).
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- Maximum speeds, §20-141, (b).
- Bridges.
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- Determination, §20-141, (g).
- Impeding normal and reasonable movement of traffic.
 - Prohibited, §20-141, (h).
- Negligence.
 - Failure to stop within radius of headlights or range of vision.
 - Not held negligence per se or contributory negligence, §20-141, (n).
- Penalties.
 - Driving motor vehicle at speed of fifteen miles per hour faster than speed limit established by law, §20-141, (j1).

TRAFFIC LAWS —Cont'd**Speed —Cont'd****Points.**

Schedule of point values, §20-16, (c).

Police.

Chase or apprehension of violators or suspects.

When speed limits not applicable, §20-145.

Racing.

Unlawful racing on streets and highways.

General provisions, §20-141.3.

Reasonable and prudent speed under existing conditions, §20-141, (a).

Rescue squad emergency service vehicles.

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School activity buses.

Speed limit, §20-218, (b), (c).

School zones.

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State parks and forest road system, §143-116.8, (b).

Suspension of licenses.

Mandatory suspension upon conviction of excessive speeding, §20-16.1, (a).

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Proof of financial responsibility, §20-16.1, (g).

Longer period of suspension authorized, §20-16.1, (e).

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§143-116.8.

Stop lights.

Traffic lights generally, §20-158.

Stopping.

Controlled-access highways.

Prohibited acts, §20-140.3.

Hand and arm signals, §20-154, (b).

Required, §20-154, (a).

Law-enforcement officers.

When deemed appointed agents for removal, transportation and safe storage, §20-161, (d), (e).

Lights on stopped vehicles, §20-134, (a).

National system of interstate and defense highways.

Prohibited acts, §20-140.3.

Prerequisites, §20-154, (a).

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School buses, §20-217.

Passing stopped school bus.

Impaired driving, aggravating factor, §20-179, (d).

Points.

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TRAFFIC LAWS —Cont'd**Stopping —Cont'd**

School buses —Cont'd

Railroad grade crossings.

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Signals, §20-154, (b).

Required, §20-154, (a).

Traffic obstructed, §20-142.5.

Stop signs.

Authority to erect or install, §20-158, (a).

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Failure to stop.

Not considered negligence per se, §20-158, (d).

General provisions, §20-158.

Intersections.

Authority to erect or install at intersections, §20-158, (a).

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Right of way.

Effect, §20-158, (b), (c).

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Points.

Schedule of point values, §20-16, (c).

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Fire apparatus, §20-157, (b), (c).

Point schedule, §20-16, (c).

Tickets.

Citations issued by reciprocating states.

Copy of suspension to issuing state, §20-4.20, (c).

Failure to comply, §20-4.20, (b).

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Collateral.

Requirement to post collateral, §20-4.19, (a).

Districts courts.

Chief judges.

Prescribing multicopy uniform traffic ticket and complaint, §7A-148, (b).

Issuance to nonresidents, §20-4.19, (a).

Nonresidents.

Issuance to, §20-4.19, (a).

Points, §20-16.

Quotas in issuing citations prohibited, §20-187.3, (a).

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Uniform traffic ticket and complaint.

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Traffic circles.

Right of way.

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TRAFFIC LAWS —Cont'd**Traffic lights.**

Authority to erect or install, §20-158, (a).

Effect, §20-158, (b), (c).

Failure to stop when required.

Not considered negligence per se, §20-158, (d).

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General provisions, §20-158.

Pedestrians.

Privileges and restrictions in absence of traffic-control signals, §20-172, (d).

Subject to, §20-172, (c).

"Walk" or "don't walk" signals, §20-172, (a), (b).

Right of way.

Effect, §20-158, (b), (c).

Running through red light.

Points.

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Traffic officers.

Firemen as, §20-114.1, (b).

Turning.

Controlled-access highways.

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Hand and arm signals, §20-154, (b).

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Intersections.

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National system of interstate and defense highways.

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Provisions not applicable, §20-125.1, (d).

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Requirements generally, §§20-125.1, (a), (b), 20-154, (a).

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Mechanical or electrical signal devices required, §20-154, (c).

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TRAFFIC LIGHTS —Cont'd**Emergency, fire, police, etc., vehicles.**

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TRAILERS.**Attachment to towing vehicle.**

Requirement of firm attachment, §20-123, (b), (c).

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Bureau of investigations.

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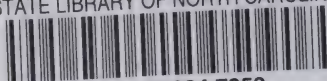
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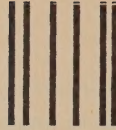
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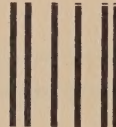
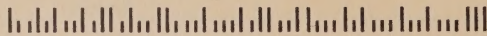
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